

CANADY, Ms. NORTON, Mr. STARK, Mr. JOHNSON of South Dakota, Mr. YATES, Ms. CANTWELL, Mr. BARCIA of Michigan, Mr. HAMBURG, and Mr. LIPINSKI.

H.R. 4496: Mr. FALEOMAVAEGA, Mr. VALENTINE, Mrs. LOWEY, Mr. STARK, Mr. ENGEL, Mr. HINCHEY, Mr. LEWIS of Georgia, and Mr. NADLER.

H.R. 4514: Mrs. VUCANOVICH.

H.R. 4566: Mr. BACHUS of Alabama.

H.R. 4643: Mr. KENNEDY.

H.R. 4693: Ms. KAPTUR, Mr. BERMAN, Mr. SANDERS, Mr. TOWNS, Mr. VENTO, Mr. SWETT, Mr. DEFazio, Mr. RAHALL, Mr. SERRANO, Mr. FRANK of Massachusetts, Mr. STOKES, Mr. BONIOR, Mr. WAXMAN, Mr. VISCLOSKEY, Mr. HINCHEY, Mr. ENGEL, Mr. MILLER of California, Mr. BROWN of Ohio, Mr. HOKE, Mr. LANTOS, Ms. VELAZQUEZ, Mr. GEJDENSON, Mr. WYNN, Mr. ACKERMAN, Mr. BARLOW, Mr. FINGERHUT, Mr. PORTER, Mr. OBERSTAR, Mr. JOHNSON of South Dakota, Mr. STUDDS, Mr. EDWARDS of California, and Mr. WILSON.

H.R. 4780: Mr. VENTO and Mr. KLEIN.

H.R. 4809: Mrs. MEEK of Florida, Mr. LEHMAN, Mr. JEFFERSON, Mr. SCHUMER, Mr. EVANS, Mr. OLVER, Ms. SHEPHERD, Mr. FOGLETTA, Mr. JOHNSON of South Dakota, Mr. WYNN, Mr. FROST, Mr. GEJDENSON, Mr. FRANK of Massachusetts, Mr. ENGEL, Mr. YATES, Mr. GORDON, Mr. FILNER, Mr. CALVERT, Mr. LEWIS of Georgia, Mr. BORSKI, Mr. KLECZKA, Mr. DELLUMS, Mr. EDWARDS of Texas, Mr. ANDREWS of New Jersey, Mr. SANDERS, Mr. BROWN of Ohio, Mr. RAHALL, Mrs. VUCANOVICH, Mrs. KENNELLY, Ms. SCHENK, Mr. HALL of Ohio, and Ms. LOWEY.

H.R. 4828: Mrs. CLAYTON.

H.R. 4831: Mr. HOAGLAND and Mr. TANNER.

H.R. 4977: Mr. DIAZ-BALART.

H.R. 4978: Mr. DIAZ-BALART.

H.R. 4979: Mr. DIAZ-BALART.

H.R. 4984: Mr. LEWIS of California and Mr. WILSON.

H.R. 5043: Ms. PELOSI, Mr. MANTON, Mr. MCCLOSKEY, Mr. BORSKI, Mr. HAMILTON, Mr. GINGRICH, Mr. SCHIFF, Mr. THOMAS of Wyoming, Mr. WOLF, Mr. TORRES, Mr. BARCIA of Michigan, and Mr. PAXON.

H.R. 5044: Mr. HOBSON, Mr. MEEHAN, Ms. KAPTUR, Mr. SPRATT, Mr. HUGHES, and Mr. APPELGADE.

H.R. 5081: Mr. WOLF.

H.R. 5082: Mr. DREIER, Mr. McMILLAN, Mr. MYERS of Indiana, Mr. HASTERT, Mr. CRAPO, Mr. BAKER of California, Mr. EMERSON, Mr. ARMEY, Mr. DELAY, Mr. FIELDS of Texas, Mr. ROBERTS, Mr. GILCHREST, Mr. WALKER, Mr. PORTMAN, Mr. LEHMAN, Mrs. FOWLER, Mr. ANDREWS of Texas, Mr. OBERSTAR, Mr. MAZZOLI, Mr. POMBO, Mr. RAMSTAD, Mr. DOOLEY, Mr. KLUG, Mr. LEWIS of California, Mr. MCKEON, Mr. MOORHEAD, Mr. ROHRBACHER, Mr. ROYCE, Mr. HORN, Mr. DOOLITTLE, Mr. HERGER, Mr. CANADY, Mr. MILLER of Florida, Mrs. MEEK of Florida, Mr. KOLBE, Mr. GUNDERSON, Mr. BLUTE, Mr. MCCREERY, Mr. GILLMOR, and Mr. PENNY.

H.R. 5083: Mr. BERMAN and Mrs. MINK of Hawaii.

H.J. Res. 337: Mr. HAMILTON, Mr. EMERSON, Mr. FIELDS of Texas, Ms. MCKINNEY, Mr. BARCA of Wisconsin, Mr. TRAFICANT, Mr. BURTON of Indiana, Mr. SARPALIUS, Mr. ROSE, Mr. SCHUMER, and Mr. TOWNS.

H.J. Res. 349: Mr. MARTINEZ and Mr. PARKER.

H.J. Res. 389: Mr. CARR, Mr. KOPETSKI, Mr. TORRICELLI, Mr. MATSUI, Mr. SISISKY, Mr. BREWSTER, Mr. INHOFE, Mr. GUNDERSON, Mr. MCDADE, Mr. SPRATT, Mr. KANJORSKI, Mr. HOAGLAND, Mr. ANDREWS of Texas, Mr. STEARNS, Ms. ENGLISH of Arizona, and Ms. SLAUGHTER.

H.J. Res. 401: Mr. ABERCROMBIE, Mr. BILBRAY, Mr. BRYANT, Mr. DEFazio, Mr. DOOLITTLE, Ms. DUNN, Mr. HASTINGS, Mr. KINGSTON, Mr. KNOLLENBERG, Mr. LANTOS, Mr. LEVIN, Mr. MARKEY, Mr. MOLLOHAN, Ms. NOR-

TON, Ms. ROYBAL-ALLARD, Mr. SANDERS, Ms. SLAUGHTER, Mr. UNDERWOOD, Ms. VELAZQUEZ, Ms. WATERS, Mr. WAXMAN, and Mr. YOUNG of Florida.

H.J. Res. 402: Mr. TAYLOR of North Carolina, Mr. FROST, Mr. HASTINGS, Mr. JEFFERSON, Mrs. MEYERS of Kansas, Mr. SARPALIUS, Mr. BATEMAN, Mr. BARCA of Wisconsin, Mr. ROTH, Mr. KLEIN, Mr. MCHALE, and Mr. GORDON.

H. Con. Res. 35: Mr. DEFazio, Mr. STUPAK, Ms. BROWN of Florida, Mr. LEWIS of California, Mr. WATT, Mr. ROWLAND, Mr. HAYES, Mr. MCCLOSKEY, Mr. FOGLETTA, and Mr. ORTIZ.

H. Con. Res. 148: Mr. BARCA of Wisconsin.

H. Con. Res. 166: Mr. CALLAHAN, Mr. MCCREERY, Mr. COLLINS of Georgia and Mr. ABERCROMBIE.

H. Con. Res. 173: Mr. RICHARDSON, Mr. SHAW, Mr. LEWIS of Georgia, Mr. LUCAS, Mr. TALENT, Mr. GEKAS, and Mr. SMITH of Iowa.

H. Con. Res. 199: Mr. TOWNS.

H. Con. Res. 279: Mr. MARTINEZ.

H. Res. 525: Mr. LUCAS and Mr. BACHUS of Alabama.

H. Res. 541: Mr. ANDREWS of New Jersey.

H. Res. 545: Mr. ARMEY, Mr. HERGER, Mr. DUNCAN, Mr. SMITH of Texas, Mr. COLLINS of Georgia, Mr. BURTON of Indiana, Mr. TAYLOR of North Carolina, Mr. BARTLETT of Maryland, Mr. LIVINGSTON, and Mr. ROGERS.

### WEDNESDAY, SEPTEMBER 28, 1994 (115)

#### ¶115.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MONTGOMERY, who laid before the House the following communication:

WASHINGTON, DC,

September 28, 1994.

I hereby designate the Honorable G.V. (SONNY) MONTGOMERY to act as Speaker pro tempore on this day.

THOMAS S. FOLEY,

*Speaker of the House of Representatives.*

#### ¶115.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MONTGOMERY, announced he had examined and approved the Journal of the proceedings of Tuesday, September 27, 1994.

Pursuant to clause 1, rule I, the Journal was approved.

#### ¶115.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3875. A communication from the President of the United States, transmitting his request to make available appropriations totaling \$14,505,000 in budget authority for the Federal Emergency Management Agency [FEMA], and to designate these amounts as emergency requirements pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, pursuant to 31 U.S.C. 1107 (H. Doc. No. 103-318); to the Committee on Appropriations and ordered to be printed.

3876. A letter from the Comptroller of the Department of Defense, transmitting a report of a violation of the Anti-Deficiency Act which occurred in the Department of the Army, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

3877. A letter from the Comptroller of the Department of Defense, transmitting a report of a violation of the Anti-Deficiency Act which occurred in the Department of the Army, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

3878. A letter from the Deputy Assistant Secretary, Department of the Air Force, transmitting notification that a study has been conducted with respect to converting the grounds maintenance function at Randolph Air Force Base, CO, and a decision has been made that performance under contract is the most cost-effective method, pursuant to Public Law 100-463, section 8061 (102 Stat. 2270-27); to the Committee on Armed Services.

3879. A letter from the Deputy Associate Director for Compliance, Department of the Interior, transmitting notification of proposed refunds of excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Natural Resources.

3880. A letter from the Secretary, Department of Transportation, transmitting the Department's annual report entitled "Transportation Security" for calendar year 1993, pursuant to Public Law 101-604, section 102(a) (104 Stat. 3068); to the Committee on Public Works and Transportation.

3881. A letter from the Secretary of Energy, transmitting a report regarding the development of a list of potential international energy projects in host countries using renewable energy technologies; jointly, to the Committees on Energy and Commerce and Foreign Affairs.

3882. A letter from the Secretary of Health and Human Services, transmitting a report entitled "Monitoring the Impact of Medicare Physician Payment Reform on Utilization and Access", pursuant to Public Law 101-239; jointly, to the Committees on Energy and Commerce and Ways and Means.

3883. A letter from the Secretary of Health and Human Services, transmitting the annual report with respect to actions taken to recruit and train Indians to qualify them for positions subject to Indian preference; the annual report on actions taken to place non-Indians employed by the Indian Health Service in other Federal agencies, pursuant to 25 U.S.C. 472a(d); jointly, to the Committees on Natural Resources and Post Office and Civil Service.

3884. A communication from the President of the United States, transmitting the proclamation terminating the trust relationship between the United States and Palau and the entry into force of the Compact of Free Association between the United States and the Republic of Palau, effective October 1, 1994, pursuant to Public Law 101-219, section 101(1) & (2), Public Law 99-658, section 101(d)(1)(A) & (C), Public Law 99-239, section 102(b)(2)(B) (H. Doc. No. 103-317); jointly, to the Committees on Natural Resources and Foreign Affairs and ordered to be printed.

3885. A letter from the Comptroller General, General Accounting Office, transmitting an audit of the Department of Energy's Office of Civilian Radioactive Waste Management, pursuant to 42 U.S.C. 1022(d); jointly, to the Committees on Energy and Commerce, Natural Resources, and Government Operations.

#### ¶115.4 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment bills of the House of the following titles:

H.R. 3839. An Act to designate the United States Post Office building located at 220 South 40th Avenue in Hattiesburg, Mississippi, as the "Roy M. Wheat Post Office";

H.R. 4177. An Act to designate the United States Post Office building located at 1601 Highway 35 in Middletown, New Jersey, as the "Candace White Post Office";

H.R. 4191. An Act to designate the United States Post Office building located at 9630

Estate Thomas in Saint Thomas, Virgin Islands, as the "Aubrey C. Ottley Post Office"; and

H.R. 4230. An Act to amend the American Indian Religious Freedom Act to provide for the traditional use of peyote by Indians for religious purposes, and for other purposes.

The message also announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4554) "An Act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1995, and for other purposes."

The message also announced that the Senate agreed to the amendments of the House to the amendments of the Senate numbered 11, 15, 25, 26, 32, 33, 34, 37, 41, 42, 57, 70, 75, 76, 84, 89, 91, 94, 98, 100, and 102, to the above-entitled bill.

The message also announced that the Senate agreed to the amendments of the House to the amendments of the Senate numbered 5, 14, 19, 20, 30, 51, 56, 58, 60, 64, 71, 72, 98, 100, 111, 117, and 123, to the bill (H.R. 4624) "An Act making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1995, and for other purposes."

The message also announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the above-entitled bill.

The message also announced that the Senate agreed to the amendments of the House to the amendments of the Senate numbered 28 and 84, to the above-entitled bill.

The message also announced that the Senate had passed bills and a concurrent resolution of the following titles, in which the concurrence of the House is requested:

S. 922. An Act to provide that a State court may not modify an order of another State court requiring the payment of child support unless the recipient of child support payments resides in the State in which the modification is sought or consents to the seeking of the modification in that court;

S. 2468. An Act to permit the Secretary of Agriculture to make available certain amounts for FmHA farm ownership, operating, or emergency loans, and for other purposes; and

S. Con. Res. 74. Concurrent resolution concerning the ban on the use of United States passports in Lebanon.

The message also announced that the Senate agreed to the amendment of the House to the bill (S. 716) "An Act to require that all Federal lithographic printing be performed using ink made from vegetable oil and materials derived from other renewable resources, and for other purposes."

The message also announced that the Senate disagreed to the amendments of the House to the bill (S. 2060) "An Act to amend the Small Business Act and the Small Business Investment Act of

1958, and for other purposes," agreed to the conference asked by the House on the disagreeing votes of the two Houses thereon, and appointed Mr. BUMPERS, Mr. NUNN, and Mr. PRESSLER to be the conferees on the part of the Senate.

The message also announced that pursuant to Public Law 103-296, the Chair, on behalf of the Republican leader and in consultation with the ranking minority member of the Finance Committee, appointed Carolyn L. Weaver, of Virginia, for a 3-year term to the Social Security Advisory Board.

#### ¶115.5 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT ON H.R. 4556

Mr. GORDON, by direction of the Committee on Rules, called up the following resolution (H. Res. 553):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 4556) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1995, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

On motion of Mr. GORDON, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶115.6 TRANSPORTATION APPROPRIATIONS

Mr. CARR, pursuant to House Resolution 553, called up the following conference report (Rept. No. 103-752):

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4556) "making appropriations for the Department of Transportation and related agencies, for the fiscal year ending September 30, 1995, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 41, 49, 64, 65, 69, 70, 79, 85, 96, 97, 98, 99, 109, 113, 128, 130, 132, 134, 135, 144, 145, 147, 155, 156, 158, 181, and 182.

That the House recede from its disagreement to the amendments of the Senate numbered 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 37, 42, 44, 45, 46, 50, 53, 54, 56, 60, 63, 66, 68, 73, 76, 80, 81, 82, 86, 87, 90, 91, 92, 94, 127, 131, 146, 149, 150, 152, 153, 166, 167, 168, 171, and 174, and agree to the same.

Amendment numbered 1:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows:

#### SALARIES AND EXPENSES

*For necessary expenses of the Office of the Secretary, \$58,094,000, of which \$3,962,000 shall remain available until expended; and of which not to exceed \$40,000 shall be available as the*

*Secretary may determine for allocation within the Department for official reception and representation expenses: Provided, That in addition to this amount and notwithstanding any other provision of law, of the funds provided in this or any other Act for the Department of Transportation, the Secretary may transfer not to exceed \$5,376,000 from accounts otherwise available for carrying out civil rights functions within the Department of Transportation to this account for carrying out internal civil rights functions through a consolidated departmental Office of Civil Rights within the Office of the Secretary: Provided further, That in addition, for transfer of civil rights and legal support activities related to the Federal Highway Administration, \$809,000 to be derived from "Federal-aid Highways" subject to the "Limitation on General Operating Expenses": Provided further, That notwithstanding any other provision of law, funds available for the purposes of the Minority Business Resource Center in this Act may be used for business opportunities related to any mode of transportation.*

Amendment numbered 21:

That the House recede from its disagreement to the amendment of the Senate numbered 21, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$93,000,000*; and the Senate agree to the same.

Amendment numbered 33:

That the House recede from its disagreement to the amendment of the Senate numbered 33, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$2,598,000,000*; and the Senate agree to the same.

Amendment numbered 35:

That the House recede from its disagreement to the amendment of the Senate numbered 35, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$362,950,000*; and the Senate agree to the same.

Amendment numbered 36:

That the House recede from its disagreement to the amendment of the Senate numbered 36, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$187,900,000*; and the Senate agree to the same.

Amendment numbered 38:

That the House recede from its disagreement to the amendment of the Senate numbered 38, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$29,700,000*; and the Senate agree to the same.

Amendment numbered 39:

That the House recede from its disagreement to the amendment of the Senate numbered 39, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$89,350,000*; and the Senate agree to the same.

Amendment numbered 40:

That the House recede from its disagreement to the amendment of the Senate numbered 40, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$44,200,000*; and the Senate agree to the same.

Amendment numbered 43:

That the House recede from its disagreement to the amendment of the Senate numbered 43, and agree to the same with an amendment, as follows:

In lieu of the sum proposed in said amendment insert: *\$23,500,000*; and the Senate agree to the same.

Amendment numbered 47: